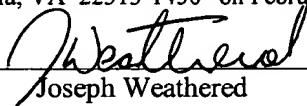




AF3738  
J

## CERTIFICATE OF MAILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as First Class mail, postage prepaid, in an envelope addressed to "MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on February 23, 2004.

  
Joseph Weathered

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Naomi NAKAO.  
APPLICATION NO. : 09/978,414  
DATE FILED : 10/12/2001  
FOR : Device for Providing a Portion of an  
Organism with a Desired Shape  
GROUP ART UNIT : 3738  
EXAMINER : Kamrin R. LANDREM.

Mail Stop AF  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

RECEIVED  
MAR 05 2004

NOTICE OF APPEAL FROM THE EXAMINER TO THE TECHNOLOGY CENTER R3700  
BOARD OF PATENT APPEALS AND INTERFERENCES

SIR:

Applicant hereby appeals to the Board of Appeals from the decision dated October 3, 2003  
rejecting claims:

1-5, 9, 10 and 25-27

The item(s) checked below are appropriate:

1.  Appeal Fee (37 CFR 1.17(a))

Other than small entity \$330.00

Small entity \$165.00

Verified statement attached

03/04/2004 AWONDAF1 00000127 09978414

01 FC:2401

165.00 0P

- 1 -

G30-001  
09/978,414

Statement was filed

2.  A petition and fee for an extension of time for reply to the rejection is attached.  
Extension fee (37 CFR 1.17(a)-(c))

Other than small entity

\$110

\$420

\$950

\$1480

Small entity

Verified statement attached

Statement was filed

\$55

\$210

\$475

\$740

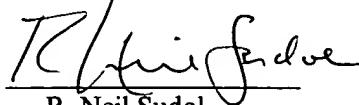
3.  Check attached for the sum of \$375.00

4.  Please charge any additional fees due in connection with this Notice of Appeal to Deposit Account Number 04-0838. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

COLEMAN SUDOL SAPONE, P.C

Dated: February 23, 2004

By:   
R. Neil Sudol  
Reg. No. 31,669

714 Colorado Avenue  
Bridgeport, CT 06605-1601  
(203) 366-3560

G30-001  
09/978,414